

**REMARKS**

It is asserted at page 3 of the office action that "said announcement [in Gagnon] including a session identifier having a value announcing the availability of an electronic programming guide for said enhanced television content (see column 10, lines 31-48) for the received announcement (SDP+ records) informing the user (announcing) when (a first value) and on what IP address (a second value) the large file mentioned above will be broadcast." However, the Board of Appeals has already found that "Gagnon does not, however, disclose that a specific part of the SDP+ protocol (i.e., the session identifier) has "a value announcing the availability of an electronic programming guide" as claimed by Appellant." See Board of Appeals' Decision at page 5. It is inappropriate to revisit an issue that has already been determined by the Board of Appeals in this case. Therefore, reconsideration is respectfully requested.

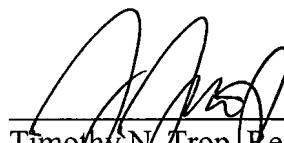
Moreover, this was the basis for the previous Examiner's expressed statement of reasons for allowance.

Therefore, reconsideration would be appropriate.

With respect to the new Section 102 rejection, claims 21-23 have been amended as suggested in paragraph 2 of the office action.

In view of these remarks, the application should now be in condition for allowance.

Respectfully submitted,



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